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A limited liability partnership formed in the State of Delaware

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Ohio National Life Assurance Corporation

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

LARRY F. MADSEN, DDS,  
Plaintiff,

vs.

OHIO NATIONAL LIFE ASSURANCE  
CORPORATION, and DOES 1 through 10,  
inclusive,  
Defendant.

No.: C08-03379 CRB

**STIPULATION FOR DISMISSAL WITH  
PREJUDICE; [PROPOSED] ORDER**

Honorable Charles R. Breyer

1 IT IS HEREBY STIPULATED by and between the parties to this action, through their  
2 respective counsel of record, that the Court may make and enter its order dismissing the above-  
3 captioned action with prejudice in its entirety, each party to bear its/his own costs and fees.

4  
5 DATED: July 16, 2009.

6 REED SMITH LLP

7  
8 By //s// Robert D. Phillips, Jr.  
9 Robert D. Phillips, Jr.  
10 Attorneys for Defendant  
Ohio National Life Assurance Corporation

11 DATED: July 8, 2009.

12 DONAHUE & HORROW LLP

13 By //s// Michael B. Horrow  
14 Michael B. Horrow  
Attorneys for Plaintiff Larry F. Madsen, D.D.S.

15 **IT IS SO ORDERED.**

16  
17 DATED: July 22, 2009.

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20 US\_ACTIVE-101888470.1

